GOVERNMENT OF INDIA
COMMERCE AND INDUSTRY
LOK SABHA

UNSTARRED QUESTION NO:4438
ANSWERED ON:08.05.2007
MADRID SYSTEM
Ponnuswamy Shri E.

Will the Minister of COMMERCE AND INDUSTRY be pleased to state:

(a) whether the membership of 'Madrid System of Trade and Service Marks' enables the member applicants for international registration in the trade mark office of any country where they have a substantial commercial interest or domiciled there and not necessarily in the trade mark office of his own country;

(b) if so, whether the Government had examined the proposal of joining the 'Madrid System';

(c) if so, the decision of the Government in this regard; and

(d) if not, the reasons therefor?

Answer

MINISTER OF THE STATE IN THE MINISTRY OF COMMERCE AND INDUSTRY (SHRI ASHWANI KUMAR)

(a) to (d): Madrid System is a simple and effective system for registration of international trade marks. An applicant can file a single application in one language (English or French) in the country of origin and obtain protection of its marks in many designated countries who are members of the Madrid System. International Registration can be applied for by any national of a contracting state and by any other natural person or legal entity domiciled or having a real and effective industrial or commercial establishment in a contracting state. After evaluating the advantages of joining the Madrid system, Government of India has decided to accede to the Madrid Protocol. The accession to the Protocol would entail amendments in the Trade Mark Act,1999. Accordingly, further steps have been initiated in this regard.